



# WASHOE COUNTY

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CM/ACM \_\_\_\_\_  
Finance \_\_\_\_\_  
DA \_\_\_\_\_  
Risk Mgt. N/A  
HR N/A  
Other N/A

## STAFF REPORT BOARD MEETING DATE: November 29, 2016

**DATE:** November 18, 2016  
**TO:** Board of County Commissioners  
**FROM:** Kevin Schiller, Assistant County Manager  
328-2008, [kschiller@washoecounty.us](mailto:kschiller@washoecounty.us)  
**THROUGH:** John Slaughter, County Manager,  
328-2060, [jslaughter@washoecounty.us](mailto:jslaughter@washoecounty.us)

**SUBJECT:** Discussion and possible action on suspension of Rules and Procedures of the Board of County Commissioners pursuant to Rule 3 to allow reconsideration of denial of an application from GTI Nevada, LLC dba Rise Incline Village to move a medical marijuana dispensary establishment from the location issued a State of Nevada provisional medical marijuana certificate at 745 Mays Blvd, #12 in Incline Village, Nevada (APN 132-201-07) to 15 Eagle Canyon Drive, Spanish Springs, Nevada (APN532-132-01).

### SUMMARY

Discussion and possible action on suspension of Rules and Procedures of the Board of County Commissioners pursuant to Rule 3 to allow reconsideration of denial of an application from GTI Nevada, LLC dba Rise Incline Village to move a medical marijuana dispensary establishment from the location issued a State of Nevada provisional medical marijuana certificate at 745 Mays Blvd, #12 in Incline Village, Nevada (APN 132-201-07) to 15 Eagle Canyon Drive, Spanish Springs, Nevada (APN532-132-01).

Washoe County Strategic Objective: Proactive Economic development and diversification.

### PREVIOUS BOARD ACTION

On May 13, 2014, the Board discussed a request by the City of Reno to increase the City's medical marijuana dispensary allocation. The County Commissioners stated that it was premature at this time to consider increasing any one local government jurisdiction's allocation of dispensaries and the Commission would consider the matter at a future date when appropriate. The Board of County Commissioners continued the item on June 17, 2014.

On June 24, 2014, the Board received an update and approved an ongoing process for updates from staff including a process to review potential dispensary locations within the County related to future action on dispensary allocation.

The Board received an update on July 8, 2014 and approved the continued process to review potential dispensary locations within the County related to future action on dispensary allocation, and requested a presentation on process for applicants.

The Board received an update on July 22, 2014 and approved the continued process to review potential dispensary locations within the County related to future action on dispensary allocation.

On August 12, 2014, the Board took action to direct staff to notify the State of Nevada of the request for an allocation of five dispensaries for Washoe County, three for the City of Reno, and two for the City of Sparks.

The Board of County Commissioners received an update on December 9, 2014 on medical marijuana establishment regulations and processes for the State of Nevada and for unincorporated Washoe County.

On July 14, 2015, the Board directed staff to contact the State of Nevada, Division of Public and Behavioral Health to request that the State issue a provisional registration certificate to the sixth ranked medical marijuana dispensary pursuant to the provisions of Senate Bill 276. The Board also discussed the public review process for future MME location changes as outlined in Senate Bill 276.

On September 22, 2015, the Board directed staff to amend Washoe County Code Chapter 25 to for compliance with State Law changes resulting from the 2015 Nevada State Legislative Session.

On December 8, 2015, the Board received a presentation and gave direction to staff on Recreational Marijuana Establishments and related matters in Washoe County; and acknowledged an update on Medical Marijuana Establishments and provided direction to staff on related matters within unincorporated Washoe County.

On January 26, 2016, the BCC approved the request for the relocation of a medical marijuana dispensary from 10 Stateline Road in Crystal Bay to 5105 Sun Valley Boulevard within unincorporated Washoe County pursuant to section 3 of Senate Bill Number 276 as signed into law on June 9, 2015.

On September 13, 2016 the Board held a public hearing and took action to approve the relocation of a medical marijuana dispensary within unincorporated Washoe County pursuant to section 3 of Senate Bill Number 276 as signed into law on June 9, 2015. The Board approved the request from Washoe Dispensary, LLC to move a medical marijuana dispensary location issued a State of Nevada provisional medical marijuana certificate at 290 S. U.S. Highway 395 (APN 050-220-34) to 275 S. U.S. Highway 395 (APN 046-080-04).

On October 25, 2016 the Board held a public hearing and denied an application from GTI Nevada, LLC dba Rise Incline Village to move a medical marijuana dispensary establishment from the location issued a State of Nevada provisional medical marijuana certificate at 745 Mays Blvd, #12 in Incline Village, Nevada (APN 132-201-07) to 15 Eagle Canyon Drive, Spanish Springs, Nevada (APN532-132-01).

### **BACKGROUND**

On October 25, 2016 the Board held a public hearing and denied an application from GTI Nevada, LLC dba Rise Incline Village to move a medical marijuana dispensary establishment from the location issued a State of Nevada provisional medical marijuana certificate at 745 Mays Blvd, #12 in Incline Village, Nevada (APN 132-201-07) to 15 Eagle Canyon Drive, Spanish Springs, Nevada (APN532-132-01). This application was denied per the Board. GTI Nevada, LLC dba Rise Incline Village has requested a reconsideration of the denial of the application. To reconsider the prior action, the BCC must suspend the rules and procedures pursuant to rule 3, to allow for reconsideration.

### **FISCAL IMPACT**

There is no fiscal impact associated with this item.

### **RECOMMENDATION**

It is recommended that the Washoe County Board of County Commissioners initiate discussion and possible action on suspension of Rules and Procedures of the Board of County Commissioners pursuant to Rule 3 to allow reconsideration of denial of an application from GTI Nevada, LLC dba Rise Incline Village to move a medical marijuana dispensary establishment from the location issued a State of Nevada provisional medical marijuana certificate at 745 Mays Blvd, #12 in Incline Village, Nevada (APN 132-201-07) to 15 Eagle Canyon Drive, Spanish Springs, Nevada (APN532-132-01).

### **POSSIBLE MOTION**

Should the Board agree with staff's recommendation, a possible motion would be:

“Initiate discussion and possible action on suspension of Rules and Procedures of the Board of County Commissioners pursuant to Rule 3 to allow reconsideration of denial of an application from GTI Nevada, LLC dba Rise Incline Village to move a medical marijuana dispensary establishment from the location issued a State of Nevada provisional medical marijuana certificate at 745 Mays Blvd, #12 in Incline Village, Nevada (APN 132-201-07) to 15 Eagle Canyon Drive, Spanish Springs, Nevada (APN532-132-01).”